



THE FOLLOWING ORDER  
IS APPROVED AND ENTERED  
AS THE ORDER OF THIS COURT:

DATED: November 14, 2017

  
Susan V. Kelley

Chief United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF WISCONSIN  
MILWAUKEE DIVISION

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In re:  
MARK G. HENKE  
and CHERYL E. HENKE,  
Debtors.

Chapter 13  
Case No. 14-34221-SVK

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ORDER APPROVING STIPULATION ON RENEWED MOTION FOR RELIEF FROM  
AUTOMATIC STAY AND ABANDONMENT OF FEDERAL NATIONAL MORTGAGE  
ASSOCIATION ("FANNIE MAE"), A CORPORATION ORGANIZED AND EXISTING  
UNDER THE LAWS OF THE UNITED STATES OF AMERICA  
RE: PROPERTY LOCATED AT:  
2460 Magna Vista, Jackson, Wisconsin 53037

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The Court has reviewed the stipulation filed this 10 day of November, 2017 between the debtors and Federal National Mortgage Association ("Fannie Mae"), a corporation organized and existing under the laws of the United States of America ("Movant") resolving the renewed motion for relief from stay and abandonment as to 2460 Magna Vista, Jackson, Wisconsin 53037.

Drafted by:

O'Dess and Associates, S.C.  
1414 Underwood Avenue, Suite 403  
Wauwatosa, Wisconsin 53213  
(414) 727-1591  
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**IT IS THEREFORE ORDERED:** the Stipulation, which is attached to this order, is approved and the parties are authorized to act in accordance with its terms. The motion for relief from stay and abandonment is denied subject to the conditions stated in the stipulation.

**IT IS FURTHER ORDERED:** the Court will not enforce a “doomsday provision” (but may enforce a letter renewal to which no objection was filed) for any post-petition payment defaults prior to the effective date of this Order. The effective date of this Order is 14 days after entry.

# # # #

UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF WISCONSIN  
MILWAUKEE DIVISION

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In re:  
MARK G. HENKE  
and CHERYL E. HENKE,  
Debtors.

Chapter 13  
Case No. 14-34221-SVK

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STIPULATION ON RENEWED MOTION FOR RELIEF FROM AUTOMATIC STAY  
AND ABANDONMENT OF FEDERAL NATIONAL MORTGAGE ASSOCIATION  
("FANNIE MAE"), A CORPORATION ORGANIZED AND EXISTING  
UNDER THE LAWS OF THE UNITED STATES OF AMERICA  
RE: PROPERTY LOCATED AT:  
2460 Magna Vista, Jackson, Wisconsin 53037

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Whereas, Debtors having filed an objection to the Renewed Motion for Relief from Automatic Stay and Abandonment of Federal National Mortgage Association ("Fannie Mae"), a corporation organized and existing under the laws of the United States of America ("Movant"); and,

Whereas, the parties having arrived at an agreement resolving the post-petition default set forth in the Motion;

Now, Therefore, It Is Hereby Stipulated and Agreed as follows:

**TERMS:**

1. That Movant may file a supplemental claim in the amount of \$8,406.35 for the post-petition arrearage consisting of monthly mortgage payments due July 1, 2017, through

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November 1 2017, at \$1,835.69, each; minus un-applied suspense fund of \$1,272.10; plus, \$500.00 for attorneys' fees. The standing chapter 13 trustee is authorized and directed to pay from funds of the estate a supplemental claim filed pursuant to an order on this stipulation.

2. Beginning December 1, 2017, debtors shall resume making regular post-petition mortgage payments directly to Movant when due. Until further notice, the monthly payment is \$1,835.69 and monthly payments shall be sent exclusively to Movant's sub-servicer, Seterus, Inc., at P.O. Box 54420, Los Angeles, CA 90017.

3. Movant is granted a doomsday provision on all regular payments which come due December 1, 2017, through August 1, 2018. In the event debtors for any reason fail to timely make any regular payment which comes due December 1, 2017, through August 1, 2018, upon the filing of a statement of default, with notice to debtors and counsel for debtors, Movant shall be entitled to submit an order granting relief from automatic stay and abandonment.

4. In the event debtors for any reason fail to timely make any regular payment or breach any of the remaining terms and conditions of the note and mortgage, or the terms of the confirmed chapter 13 plan, Movant may renew its motion for the remainder of this case by letter request to the court and without the need to pay an additional filing fee.

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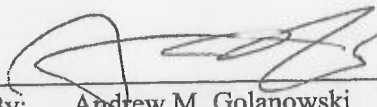
Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

O'DESS AND ASSOCIATES, S.C.  
Attorneys for Movant

By: \_\_\_\_\_  
D. Alexander Martin  
State Bar ID No. 1046591

Dated this 9 day of November, 2017.

GERACI LAW, LLC  
Attorneys for Debtor

By:   
Andrew M. Golanowski  
State Bar ID No. 1055499

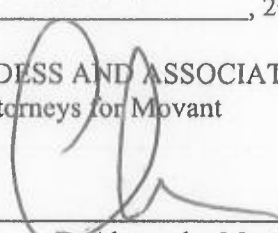
Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

NO OBJECTION:  
Office of the Chapter 13 Trustee

\_\_\_\_\_  
Scott Lieske, State Bar ID No. \_\_\_\_\_  
Robert W. Stack, State Bar ID No. 1033733  
Sandra M. Baner, State ID No. 1018992  
Christopher Schimke  
Office of Chapter 13 Standing Trustee

Dated this 10 day of November, 2017.

O'DESS AND ASSOCIATES, S.C.  
Attorneys for Movant

  
By: D. Alexander Martin  
State Bar ID No. 1046591

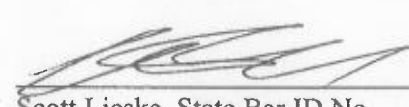
Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

GERACI LAW, LLC  
Attorneys for Debtor

By: Andrew M. Golanowski  
State Bar ID No. 1055499

Dated this 8<sup>th</sup> day of November, 2017.

NO OBJECTION:  
Office of the Chapter 13 Trustee

  
for Scott Lieske, State Bar ID No. \_\_\_\_\_  
Robert W. Stack, State Bar ID No. 1033733  
Sandra M. Baner, State ID No. 1018992  
Christopher Schimke  
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